

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

PAMELA J. BLANCO,

Plaintiff,

-against-

JOHN BROGAN, individually and  
the VILLAGE OF SCARSDALE,  
New York,

Defendants.

-----X

07 Civ. 4065

AMENDED NOTICE  
OF MOTION TO  
DISMISS COMPLAINT

**PLEASE TAKE NOTICE**, that upon the Memorandum of Law dated July 11, 2007 and the Affidavit of Howard M. Miller sworn to July 11, 2007, the Defendants will move this Court, before the Honorable Charles L. Brieant, at the United States Courthouse located at 300 Quarropas Street White Plains, New York 10601 on September 7, 2007 at 10:00 a.m. or as soon thereafter as counsel may be heard for an Order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing the Complaint in its entirety.

**PLEASE TAKE FURTHER NOTICE**, that in accordance with Civil Rule 6.1 of the Local Rules of the Southern and Eastern Districts of New York, papers in opposition to this motion must be served on Defendants' counsel within ten (10) business days after service of this Amended Notice of Motion.

Dated: Garden City, New York  
July 17, 2007

Respectfully submitted,

BOND, SCHOENECK & KING, PLLC

By: /s/Howard M. Miller  
Howard M. Miller (HMM: 4538)  
Attorneys for the Defendants  
1399 Franklin Avenue, Suite 200  
Garden City, New York 11530  
(516) 267-6300

## CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2007, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Southern District's Local Rules, and/or the Southern District's Rules on Electronic Service upon the following parties and participants:

Jonathan Lovett, Esq.  
LOVETT & GOULD, LLP  
222 Bloomingdale Road  
White Plains, New York 10605

/s/Howard M. Miller  
Howard M. Miller (HMM: 4538)  
Bond, Schoeneck & King, PLLC  
Attorneys for Defendants  
1399 Franklin Avenue, Suite 200  
Garden City, New York 11530